## Code of the Village of Cold Spring

## PREFACE

#### PART I - ADMINISTRATIVE LEGISLATION

- Chaper 1: General Provisions
  - o §1-1. Legislative intent.
  - §1-2. Distribution of local laws, ordinances and resolutions.
  - o §1-3. Repeal of local laws and ordinances not in Code.
  - o §1-4. Local laws, ordinances and resolutions saved from repeal.
  - o §1-5. Meaning and intent of previously adopted legislation unchanged.
  - o §1-6. Severability.
  - o §1-7. Copy of Code on file.
  - §1-8. Amendments to Code.
  - o §1-9 Code book to be kept up-to-date.
  - o §1-10. Sale of Code book; supplementation
  - o §1-11. Penalties for offenses.
  - §1-12. Incorporation of provisions into Code.
  - o §1-13. When effective.
- Chaper 3: Assessment of Property
  - o §3-1. Termination of status as assessing unit
  - o §3-2. Tax to be levied on town assessment roll.
- Chaper 7: Defense and Indemnification
  - o §7-1. Conferral of statutory benefits.
  - §7-2. Defense to be provided.
  - o §7-3. Indemnification to be provided.
  - o §7-4. Provisions to be in addition to other protection.
  - §7-5. Limits on indemnification.
  - o §7-6. Conditions.
- Chaper 9: Ethics, Code of
  - o §9-1. Legislative intent.
  - o §9-2. Definitions.
  - o §9-3. Conflicts of interest.
  - o §9-4. Standards of conduct.
  - §9-5. Violations.
  - §9-6. Board of Ethics.
  - o §9-7. Administration.
  - §9-8. Filing of copy.
  - §9-9. Appropriations.
- Chaper 21: Planning Board
  - o §21-1. Board created; membership; terms.
  - o §21-2. Chairman of Board.
  - o §21-3. Approval of plats and maps.
  - o §21-4. Notice to County Clerk.
  - o §21-5. Statutory authority.

- o §21-6. Exceptions to requirements.
- o §21-7. Referrals to Board.
- o §21-8. Investigations and recommendations.
- o §21-9. Authority of Trustees.
- Chaper 24: Public Records, Access to
  - o <u>§24-1. Purpose.</u>
  - o §24-2. Designation of records access officer.
  - o §24-3. Location of records.
  - o §24-4. Hours for public inspection.
  - §24-5. Requests for access to records.
  - o §24-6. Subject matter list.
  - o §24-7. Denial of access to records; appeal.
  - o §24-8. Fees.
  - §24-9. Public notice.
- Chaper 27: Recreation Commission
  - o §27-1. Establishment.
  - o §27-2. Composition.
  - o §27-3. Terms of office of members.
  - o §27-4. Powers of Commission.
  - o §27-5. Reservation of powers.
  - o §27-6. Annual budget and annual report.
  - o §27-7. Recreation Commission.
  - o §27-8. Hours of operation.
  - o § 27-9 Docking of boats.

## PART II - GENERAL LEGISLATION

- Chaper 32: Alarms
  - o §32-1. Short title.
  - o §32-2. Purpose.
  - o §32-3. Definitions.
  - §32-4. Compliance required.
  - o §32-5. Fees.
  - o §32-6. Permit required; fee exemptions.
  - o §32-7. Possession or use without permit prohibited.
  - §32-8. Minimum standards and regulations.
  - o §32-9. Maintenance.
  - o §32-10. Maintenance permit; response time.
  - o §32-11. Display of alarm permit.
  - o §32-12. Notice of change.
  - §32-13. Investigation of violation.
  - o §32-14. Suspension.
  - o §32-15. Revocation.
  - o §32-16. Surrender.
  - o §32-17. Penalties for offenses.
  - o §32-18. Enforcement.

- o §32-19. Records.
- o §32-20. Amendment to fees.
- Chaper 33: Alcoholic Beverages
  - §33-1. Legislative intent.
  - o §33-2. Definitions.
  - o §33-3. Prohibited acts.
  - o §33-4. Exception.
  - o §33-5. Open containers in vehicles, presumptive evidence.
  - o §33-6. Penalties for offenses.
- Chaper 36: Brush, Grass and Weeds
  - §36-1. Declaration of policy.
  - §36-2. Authority of Village Board.
  - o §36-3. Action by Village Board.
  - §36-4. Notice to owners.
  - o §36-5. Failure to comply.
- Chaper 40: Building Construction
  - o § 40-1. Appointment of Building Inspector.
  - o § 40-2. Powers of Building Inspector.
  - o § 40-3. Procedures.
  - o § 40-4. Employment and compensation of Building Inspector.
  - o § 40-5. Fees.
- Chaper 45: Dogs
  - o §45-1. Purpose.
  - o §45-2. Definitions.
  - o §45-3. Control of Unleashed Dogs.
  - o §45-4. Presumption.
  - o §45-5. Enforcement.
  - §45-6. Penalties for offenses.
- Chaper 47: Checks, Returned
  - o §47-1. Title.
  - §47-2 Service Fee.
  - o §47-3. Unpaid Fee.
  - o §47-4. Collection.
  - §47-5. Chronic Offenders.
- Chaper 48: Dumpsters and Roll-Off Containers
  - o §48-1. Title.
  - o §48-2. Definitions.
  - o §48-3. Rules and regulations.
  - §48-4. Enforcement.
  - o §48-5. Penalties for offenses.
- Chaper 50: Fire Prevention
  - §50-1. Adoption of standards.
  - o §50-2. Amendment of Article 1.
  - o §50-3. Addition of Article 18.
- Chaper 52: Floodplain Management
  - §52-1. Findings.

- o <u>§52-2. Purpose.</u>
- o §52-3. Objectives.
- §52-4. Definitions.
- §52-5. Applicability.
- o §52-6. Basis for establishing areas of special flood hazard.
- o §52-7. Relationship to other standards.
- o §52-8. Penalties for offenses.
- o §52-9. Warning and disclaimer of liability.
- §52-10. Local administrator.
- o §52-11. Development permit.
- §52-12. Duties and responsibilities of local administrator.
- §52-13. General standards for flood hazard reduction.
- o §52-14. Specific standards for flood hazard reduction.
- o §52-15. Floodways.
- o §52-16. Appeals Board.
  - §52-17. Conditions for variances.
- Chaper 55: Games of Chance
  - §55-1. Definitions.
  - §55-2. Authorization.
  - o §55-3. Enforcement.
  - o §55-4. When effective.
  - o §55-4.1. Games of chance on Sunday.
  - §55-5. Authorization; restrictions.
- Chaper 59: Littering
  - o §59-1. Findings; intent.
  - §59-2. Definitions and word usage.
  - o §59-3. Throwing litter in public places.
  - o §59-4. Manner of placing litter in receptacles.
  - §59-5. Depositing in gutters or streets.
  - §59-6. Litter from vehicles.
  - o §59-7. Vehicles causing litter.
  - §59-8. Litter in parks.
  - §59-9. Litter in public waters.
  - o §59-10. Handbills in public places.
  - §59-11. Handbills on vehicles.
  - o §59-12. Handbills on vacant premises.
  - §59-13. Handbills on private premises.
  - o §59-14. Litter on private and commercial premises.
  - o §59-15. Maintenance of commercial premises.
  - o §59-16. Maintenance of private premises.
  - §59-17. Preparation of garbage for collection.
  - §59-18. Litter on vacant lots.
  - §59-19. Penalties for offenses.
  - o §59-20. Severability.
  - o §59-21. Repealer.
- Chaper 64: Historic District

- o §64-1. Purpose and public policy.
- o §64-2. Usage and definitions.
- o §64-3. District boundaries.
- o §64-4. Architectural and Historic District Review Board.
- o <u>§64-5</u>. Regulation of alterations within District.
- §64-6. Determination of request for certificate of no exterior architectural effect.
- o §64-7. Determination of request for certificate of appropriateness.
- §64-8. Demolition, relocation and removal of improvements within District.
- o §64-9. Remedying dangerous conditions.
- o §64-10. Extension of time.
- o §64-11. Determinations of Board.
- o §64-12. Penalties for offenses.
- o §64-13. Fees.
- §64-14. Conflicting provisions.
- Chaper 71: Licensing
  - o §71-1. Hawking and peddling.
  - \$71-2. Shows and exhibitions.
  - o §71-3. Sales at auction.
  - o §71-4. Issuance of licenses.
  - o §71-5. Construal of provisions.
  - §71-6. Street exhibitions.
  - o §71-7. Penalties for offenses.
  - §71-8. Revocation of permits.
  - o §71-9. Changes to fees.
  - o §71-10. Restricted locations.
- Chaper 76: Noise
  - o §76-1. Prohibited acts; determination.
  - §76-2. Classification; measurement.
  - o §76-3. Permissible noise levels.
  - §76-4. Zones defined.
  - o §76-5. Permissible increases.
  - §76-6. Periodic or impulsive noises.
  - §76-7. Construction projects.
  - o §76-8. Permits.
  - o §76-9. Specific prohibitions.
  - o §76-10. Exemptions.
  - o §76-11. Penalties for offenses.
  - o §76-12. Enforcement.
  - §76-13. Additional remedy.
  - o <u>§76-14. Severability.</u>
  - o §76-15. Definitions.
  - §76-16. Motorcycles and off-highway motor vehicles.
- Chaper 78: Nuisances
  - o § 78-1. Discharging liquids onto streets.

- o § 78-2. Removal of nuisances.
- § 78-3. Penalties for offenses.
- Chaper 83: Parades
  - o § 83-1. Permit required.
  - o § 83-2. Penalties for offenses.
- Chaper 87: Peace and Good Order
  - o §87-1. Malicious injury to property.
  - o §87-2. Noise and public disturbance.
  - o §87-3. Bathing attire.
  - §87-4. Public intoxication.
  - o §87-5. Profane or vulgar language.
  - §87-6. Inducing dogs to fight.
  - §87-7. False alarm of fire.
  - o §87-8. Interference with fire officials.
  - o §87-9. Interference with fire hydrants; crossing hose.
  - o §87-10. Stones, air guns and slings.
  - o §87-11. Firearms and explosives.
  - o §87-12. Interference with water and sewer systems.
  - §87-13. Penalties for offenses.
- Chaper 90: Poles
  - o §90-1. Permits for utility poles.
  - o §90-2. Interference with poles, lamps and fixtures.
  - §90-3. Penalties for offenses.
- Chaper 93: Recycling
  - o § 93-1. Title.
  - o § 93-2. Legislative intent.
  - o § 93-3. Definitions.
  - o § 93-4. Source separation required.
  - § 93-5. Penalties for offenses.
  - o § 93-6. Authorization to establish regulations.
  - § 93-7. Preparation of recyclables for collection.
- Chaper 97: Sewers
  - Part 1 Sewer Use
    - Article I General
      - §97-1. Purpose.
      - §97-2. Description of system; use.
      - §97-3. Definitions and word usage.
    - Article II Use of Public Sanitary Sewers Required
      - §97-4. Illegal disposal of wastes.
      - §97-5. Connection with public sewer required.
      - §97-6. Connections at owners' expense.
      - §97-7. Private sewage disposal.
      - §97-8. Filling of septic tanks after discontinuance of use.
    - Article III Building Sewers and Connections
      - §97-9. Adherence to standards.
      - §97-10. Permit required.

- §97-11. Street opening permit.
- §97-12. Separate connection for each building.
- §97-13. Use of old building sewers.
- §97-14. Gravity flow; use of lift.
- §97-15. Surface water.
- §97-16. Excavations.
- §97-17. Industrial waste.
- §97-18. Additional requirements.
- §97-19. Modifications.
- Article IV Use of Public Sewers
  - §97-20. Waters excluded from sanitary sewers.
  - §97-21. Discharge of stormwater.
  - §97-22. Industrial waste.
  - §97-23. Prohibited discharges into sanitary sewers.
  - §97-24. Discharge subject to review.
  - §97-25. Action after review.
  - §97-26. Grease, oil and sand interceptors.
  - §97-27. Preliminary treatment or flow-equalizing facilities.
  - §97-28. Control manhole for industrial wastes.
  - §97-29. Measurements, tests and analyses.
  - §97-30. Special agreements for industrial wastes.
  - §97-31. Prohibited connections.
- Article V Protection From Damage
  - §97-32. Tampering with system prohibited.
- Article VI Administration
  - §97-33. Sewer Inspector.
  - §97-34. Procedure for connections.
  - §97-35. Applications and permits; inspections; fees.
  - §97-36. Violations.
- Article VII Industrial Waste
  - §97-37. Unlawful discharge.
  - §97-38. Special permits.
  - §97-39. Prohibitions.
  - §97-40. Special permits for private disposal.
- Article VIII Penalties
  - §97-41. Penalties for offenses.
  - §97-42. Liability for expense, loss or damage; penalty.
  - §97-43. Continuing violations.
  - §97-44. Additional remedies.
  - §97-45. Remedies not exclusive.
- Part 2 Sewer Rents
  - Article IX Sewer Rents
    - §97-46. Definitions.
    - §97-47. Rental units.
    - §97-48. Establishment of sewer rents.
    - §97-49. Determination of annual rent.

- §97-50. Payment of rents; statements.
- §97-51. Sewer Rent Fund.
- §97-52. Enforcement.
- Part 3 Use by Nonresidents
  - Article I
    - §97-53. Powers of Board; disconnection.
- Chaper 101: Shopping Carts
  - o §101-1. Legislative intent.
  - o §101-2. Definitions and usage.
  - o §101-3. Attachment of identification tag.
  - o §101-4. Violations.
  - o §101-5. Removal of abandoned carts; disposition.
  - o §101-6. Redemption procedures.
  - o §101-7. Public auctions.
  - §101-8. Penalties for offenses.
- Chaper 104: Signs and Placards
  - o §104-1. Permit required; removal.
  - o §104-2. Signs and projections over streets; exceptions.
  - o §104-3. Penalties for offenses.
- Chaper 108: Streets and Sidewalks
  - §108-1. General regulations.
  - o §108-2. Application procedure.
  - o §108-3. Fees and deposits.
  - o §108-4. Insurance requirement.
  - o §108-5. Protection of existing structures and traffic.
  - o §108-6. General regulations.
  - o §108-7. Application procedure.
  - o §108-8. Fees and deposits.
  - o §108-9. Prohibited deposits.
  - o §108-10. Penalties for offenses.
  - o <u>§108-11. Title of permit.</u>
  - §108-12. Superintendent of Highways.
  - o §108-13. Form of application and permit.
  - o §108-14. Legislative intent.
  - o §108-15. Requisites for street acceptance.
  - o §108-16. Approval of Engineer.
  - o §108-17. Provisions not exclusive.
  - o §108-18. Injuring pavement.
  - o §108-19. Cellarway and stairway projections.
  - o §108-20. Street encroachments.32-20. Amendment to fees.
  - o §108-21. Cleaning of sidewalks.
  - o §108-22. Street sales.
  - o §108-23. Coasting on street or sidewalk.
  - o §108-24. Merchandise on sidewalks.
  - o §108-25. Building materials in streets.
  - §108-26. Penalties for offenses.

- Chaper 111: Subdivision of Land
  - o Article I Declaration of Policy
    - §111-1. Planning Board policy and regulations.
  - Article II Definitions
    - §1<u>11-2. Definitions.</u>
  - Article III Procedure for Filing Subdivision Applications
    - §111-3. Compliance with procedures.
    - §111-4. Sketch plan.
    - §111-5. Approval of minor subdivision.
    - §111-6. Preliminary plat for major subdivision.
    - §111-7. Plat for major subdivision.
    - §111-8. Security and bond requirements.
    - §111-9. Filing of approved subdivision plat.
    - §111-10. Public streets; recreation areas.
    - §111-11. Maintenance bond; improvements.
  - Article IV General Requirements and Design Standards
    - §111-12. Minimum standards; waiver.
    - §111-13. General considerations.
    - §111-14. Street layout.
    - §111-15. Street design.
    - §111-16. Street names.
    - §111-17. Lots.
    - §111-18. Drainage improvements.
    - §111-19. Parks, open spaces and natural features.
  - Article V Documents to Be Submitted
    - §111-20. Sketch plan.
    - §111-21. Minor subdivision plat.
    - §111-22. Major subdivision preliminary plat and data.
    - §111-23. Major subdivision plat and data.
  - Article VI Variances and Waivers
    - §111-24. Waiver of requirements.
    - §111-25. Imposition of conditions.
  - o Article VII Fees
    - §111-26. Change of fees.
- Chaper 114: Swimming Pools
  - o §114-1. Purpose.
  - o §114-2. Definitions.
  - o §114-3. Fencing or enclosure.
  - §114-4. Regulations.
  - o §114-5. Construction and use permits.
  - o §114-6. Water use.
  - o §114-7. Prerequisites for permits.
  - o §114-8. Enforcement.
  - o §114-9. Penalties for offenses.
  - o §114-10. Variances.
- Chaper 118: Taxation

- o §118-1. Exemption stated.
- o §118-2. Exception.
- o §118-3. Eligibility for exemption.
- o §118-4. Notice of provisions.
- o §118-5. Application for exemption.
- o <u>§118-6</u>. Time for making application.
- §118-7. Offenses; disqualification.
- Chaper 122: Trees
  - o §122-1. Injuries to trees prohibited.
  - §122-2. Penalties for offenses.
- Chaper 126: Vehicles and Traffic
  - Article I General Provisions
    - §126-1. Definitions of words and phrases.
    - §126-2. Authority to install traffic control devices.
    - §126-3. Implementation of provisio
  - o Article II Traffic Regulations
    - §126-4. One-way roadways.
    - §126-5. Prohibited turns at intersections.
    - §126-6. U-turns.
    - §126-7. Through streets.
    - §126-8. Stop intersections.
    - §126-9. Yield intersections.
    - § 126-10. Speed regulations.
- Article III Parking, Standing and Stopping
  - §126-11. Statutory authority; scope.
  - §126-12. Application of Article.
  - §126-13. Parking within marked spaces.
  - §126-14. No parking at any time.
  - §126-15. Seasonal parking restrictions.
  - §126-16. Stopping and standing prohibited.
  - §126-17. Parking prohibited certain hours.
  - §126-18. Limited time parking.
  - §126-18.1. Parking at Chestnut Street Shopping Center.
  - §126-18.1.1. Parking at Butterfield Memorial Hospital.
  - §126-18.2. Handicapped parking.
  - Article IV Enforcement and Penalties
    - §126-19. Enforcement by Police Department.
    - §126-19.1. Removal of vehicles parked in prohibited areas.
    - §126-20. Enforcement procedure.
    - §126-21. Traffic infractions.
    - §126-22. Penalties for speeding violations.
    - §126-23. Penalties for parking violations.
    - §126-24. Additional penalty provisions.
  - Article V Miscellaneous Provisions
    - §126-25. When effective.
    - §126-26. Severability.

- §126-27. Repealer.
- Article VI Schedules of Regulations
  - §126-28. Schedule I: One-Way Roadways.
  - §126-29. Schedule II: Prohibited Turns at Intersections
  - §126-30. Schedule III: U-Turns Prohibited.
  - §126-31. Schedule IV: Through Streets.
  - §126-32. Schedule V: Stop Intersections.
  - §126-33. Schedule VI: Yield Intersections.
  - §126-34. Schedule VII: Speed Regulations.
  - §126-35. Schedule VIII: No Parking at Any Time.
  - §126-36. Schedule IX: Seasonal Parking Restrictions.
  - §126-37. Schedule X: No Stopping or Standing.
  - §126-38. Schedule XI: No Parking Certain Hours.
  - §126-39. Schedule XII: Limited Time Parking.
  - §126-40. Schedule XIII: Truck Exclusions.
  - §126-41. Parking in Municipal Parking Lot.
- Chaper 127: Residential Parking
  - §127-1. Residential Parking Program.
- Chaper 130: Water
  - o Article I Rules and Regulations
    - §130-1. Purpose.
    - §130-2. Definitions.
    - §130-3. Board of Water Commissioners; Superintendent.
    - §130-4. Application for water service.
    - §130-5. Connections and taps.
    - §130-6. Street openings.
    - §130-7. Maintenance.
    - §130-8. Use of water.
    - §130-9. Discontinuance of use.
    - §130-10. Right of entry.
    - §130-11. Hydrants and valves.
    - §130-12. Water meters.
    - §130-13. Obstructions.
    - §130-14. Penalties for offenses.
    - §130-15. Water rents.
    - §130-16. Additional regulations; amendments.
    - §130-16.1. Use of system by nonresidents.
  - o Article II Emergencies
    - §130-17. Legislative findings and purpose.
    - §130-18. Proclamation of emergency.
    - §130-19. Notice of proclamation.
    - §130-20. Effect of proclamation.
    - §130-21. Failure of compliance.
    - §130-22. Penalties for offenses.
  - Article III Cross-Connection Control
    - §130-23. Purpose.

- §130-24. Definitions.
- §130-25. Responsibilities.
- §130-26. Administration.
- §130-27. Penalties.
- Chaper 134: Zoning
  - o Article I Purposes
    - §134-1. Enumeration of purposes.
  - o Article II Definitions
    - §134-2. Word usage and definitions.
  - Article III Establishment of Districts
    - §134-3. Listing of districts.
    - §134-4. Zoning Map.
    - §134-5. Interpretation of district boundaries.
  - o Article IV District Regulations
    - §134-6. Adherence to regulations; interpretation.
    - §134-7. Regulations for R-1 One-Family Residence District.
    - §134-8. Regulations for R-3 Multifamily Residence District.
    - §134-9. Regulations for B-1 General Business District.
    - §134-10. Regulations for B-2 Designated Shopping Center District.
    - §134-11. Regulations for B-3 Designated Retail-Financial-Professional District.
    - §134-12. Regulations for I-1 Office-Light Industry District.
    - §134-13. Regulations for I-2 Heavy Industry District.
    - §134-14. Regulations for Designated Hotel-Historic-Recreational District.
    - §134-15. Regulations for B-4 Designated Medical and Health Care Facility District.
  - o Article V Special Uses and Supplementary Regulations
    - §134-16. Permitted special uses.
    - §134-17. Supplementary regulations applying to all residence districts.
    - §134-18. Supplementary regulations applying to all districts.
    - §134-19. Nonconforming uses.
  - o Article VI Enforcement
    - §134-20. Building Inspector.
    - §134-21. Building permits.
    - §134-22. Certificate of occupancy.
  - Article VII Board of Appeals
    - §134-23. Creation.
    - §134-24. Powers and duties.
    - §134-25. Procedure.
  - o Article VIII Planning Board
    - §134-26. Prior creation.
    - §134-27. Additional duties.
    - §134-28. Fees.

- $\circ \quad \text{Article IX Penalties; Amendments; Interpretation} \\$ 
  - §134-29. Penalties for offenses.
  - §134-30. Complaints of violations.
  - §134-31. Notice to stop work or remedy violation.
  - §134-32. Procedure for amendment.
  - §134-33. Interpretation.

# • <u>INDEX</u>